



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Paper No. 13

MAY 21 2003

Robert E. Bushnell
1522 "K" Street N.W., Suite 300
Washington, DC 20005

In re Application of MOO-YOUL KIM et al :
Serial No. 09/971,763 :
Filing Date: October 10, 2001 : DECISION ON PETITION
For: INKJET PRINthead :
: :
:

This is a decision on the petition under 37 CFR 1.181 for withdrawal of the requirement to label figure 1 with a legend "Prior Art" made in the Office Action of April 11, 2003.

The petition is GRANTED.

A review of the record indicates that figure 1 as originally filed and discussed was not referred to as prior art. Hence, in keeping with the disclosure and petitioner's arguments, the Examiner's requirement to label this figure as "Prior Art" is incorrect and withdrawn.

The shortened statutory period to respond to the Office Action of April 11, 2003 continues to run.

In Summary, the petition is **GRANTED**.

Inquiries regarding this decision should be directed to Howard Goldberg, Director at (703) 306-3431.


Howard Goldberg, Director
Technology Center 2800
Physics, Optics, Electrical Components, and Engineering